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**CERTIFICATE OF MAIL (37 CFR 1.8(a))**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on FEB 21, 2003.

Signed: Laura Hulac

Laura Hulac

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

HEINE et al.

Serial No.

09/764,766

Filed:

January 16, 2001

For: BRUSHLESS SPINDLE DC MOTOR USED  
AS AN ACTUATOR TO CREATE RADIAL  
FORCE

Art Unit: 2834

Examiner: Burton S. Mullins

Attorney Docket No.: A-63367-1/JAS

**TRANSMITTAL**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Please find enclosed the following documents relating to the subject patent application:

- ☒ Return Postcard;
- ☒ This Transmittal Letter; and,
- ☒ Preliminary Amendment

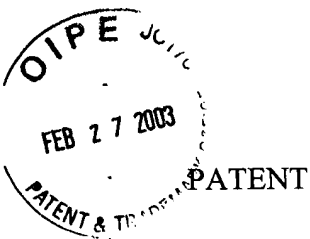
The Commissioner is authorized to charge any additional fees to Deposit Account No. 20-0782  
(Order No. A-63367-1/JAS) 8032426.1).

Respectfully submitted,

By:

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Attorney Docket No. A-63367-1/JAS  
Client Ref. SEA 2426.1

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**PRELIMINARY AMENDMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Office Action mailed November 21, 2002, reconsideration and allowance of the claims is requested. Claims 2-21 have been renumbered 67-86.

**IN THE CLAIMS**

Please cancel claims 67-71.

72. (Amended) An apparatus for stabilizing the spin axis of a rotating system comprising a disc drive, said rotating system comprising:

a rotor carrying an inertial load comprising at least one disc and bearing means to support said rotor and said disc about said spin axis, and